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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

ROB DUNN, Individually and on Behalf of All  
Others Similarly Situated,

Plaintiff,

v.

FITBIT, INC.,

Defendant.

Case No. 16-cv-00036-JD; 16-cv-00777-JD

**JOINT NOTICE RE: FEES AND COSTS  
PURSUANT TO COURT'S JULY 24, 2018  
ORDER (DKT. NO. 153)**

Crtrm: 11, 19<sup>th</sup> Floor

The Honorable James Donato

1 Plaintiffs and Defendant Fitbit, Inc., by and through their respective counsel, submit this  
2 Joint Notice to inform the Court that the parties have reached an agreement that fully satisfies and  
3 resolves that portion of the Court's Order requiring payment of reasonable attorneys' fees and  
4 costs (*see* Dkt. No. 153 at 10:6-9) and obviates the need for additional motion practice on that  
5 issue. Thus, Plaintiffs will not be submitting a separate motion for attorneys' fees and costs in  
6 connection with the Court's Order.

7 Dated: August 15, 2018

MORRISON & FOERSTER LLP

8  
9 By: s/ David F. McDowell  
10 David F. McDowell

11 Attorneys for Defendant  
12 FITBIT, INC.

13  
14 Dated: August 15, 2018

LIEFF CABRASER HEIMANN & BERNSTEIN,  
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17 By: s/ Jonathan D. Selbin  
Jonathan D. Selbin

18 Attorneys for Plaintiffs, individually and behalf  
19 of all others similarly situated  
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**ECF ATTESTATION**

I, David F. McDowell, am the ECF User whose ID and Password are being used to file this document. I attest that concurrence in the filing of this document has been obtained from the signatory.

Dated: August 15, 2018

MORRISON & FOERSTER LLP

By: s/ David F. McDowell

David F. McDowell

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